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Attorney Docket No.: 18405-115

RCE # JFW

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
 Provides for continued examination of an utility or plant application  
 filed on or after June 8, 1995.  
 See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/970,547
Filing Date	October 3, 2001
First Named Inventor	Glen Jorgensen, et al.
Group Art Unit	1723
Examiner Name	David L. Sorkin
Attorney Docket Number	18405-115

PTO/SB/30 (08-00)  
 Approved for use through 10/31/2002. OMB 0651-0031  
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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 377 C.F.R. § 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 (Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ A verified statement claiming small entity status is on file in the prior application and such status is still proper and desired (37 C.F.R. § 1.28(a)).

b. ☒ Enclosed

i. ☒ Amendment and Remarks to Accompany Request for Continued Examination (RCE)

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS) 10/05/2004 SZEWDIE1 00000099 09970547

iv. ☒ Other: Petition for Three-Month Extension of Time. 01 FC:2801 395.00 OP

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. **50-0311**, Reference No. 18405-115, Customer No.: 35437.

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Extension of time fee for three (3) month (37 C.F.R. §§ 1.136 and 1.17).

b. ☒ Check in the amount of **\$395.00** is enclosed for RCE fee.

☒ Check in the amount of **\$490.00** is enclosed for extension fee.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Brian P. Hopkins	Registration No. (Attorney/Agent)	42,669
Signature	<i>Brian P. Hopkins</i>	Date	October 1, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.